

MINUTES OF SEA CLIFF VILLAGE BOARD
April 17, 2017

The meeting of the Incorporated Village of Sea Cliff was held on Monday, April 17, 2017, at 6:00 p.m. at Village Hall to discuss various Village matters.

Present: Edward Lieberman, Mayor
 Kevin McGilloway, Deputy Mayor
 Dina Epstein, Village Trustee
 Robin Maynard, Village Trustee
 Deborah McDermott, Village Trustee
 Marianne Lennon, Village Clerk
 Brian Stolar, Village Attorney
 Bruce Kennedy, Village Administrator

6:00 p.m.

The Board had a pre-budget discussion on the tentative budget for 2017/2018.

7:00 p.m.

Welcome to the Board Meeting of April 17, 2017

Claudia Moyne led the audience in the Pledge of Allegiance.

The first order of business was a Public Hearing on the 2017/2018 Tentative Budget

Mayor Lieberman made a brief statement followed by a power point presentation by the Village Administrator on the 2017/2018 Budget

Public Comment:

- Various questions and comments on specific budget lines as well as funding amount for the Village Library
- Clarification of assessment expenditures

Public Hearing was closed.

Mayor Lieberman led a discussion on the possible acquisition and Village use of the 98 Altamont Avenue property.

Public Comment: various questions and comments were received including

- Will the Village use the incinerator property
- Total cost of the purchase and loss of revenue

On a motion by Mayor Lieberman, seconded by Trustee McDermott and unanimously approved by those present, the Board determined to (a) hold a Public Hearing on May 9, 2017 at 7:00pm at Village Hall, to discuss the possible acquisition of 98 Altamont Avenue, (b) provide notice to the property owners in the Village within 200 feet of the property of the Board's consideration of the acquisition, and (c) provide public hearing notice to the official paper and *Northword News* and to post such notice on the Village website and in the posting areas presently used by the Village.

On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the following Abstracts were approved:

3.03.2017 CD in the amount of \$30.40
2.03.2017 prepay in the amount of \$5,749.20
1.04.2017 in the amount of \$117,646.32

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On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the Minutes of April 3, 2017 were hereby approved.

On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the Village Administrator was authorized to advertise for the Annual Tree Planting Request for Proposals.

On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, Erinn McDonnell was authorized to sign form HUD-50071 for US Department of Housing and Urban Development.

Erinn McDonnell, Village Grants Coordinator, discussed the New York State Energy Research and Development Authority (NYSERDA) Clean Energy Communities Program and the Unified Solar Permit previously distributed to the Board. Ms. McDonnell explained that the permit is designed to streamline the approval process for installing residential solar units in the Village. After further discussion, on a motion by Trustee Maynard, seconded by Trustee Epstein and unanimously approved by those present, the Board adopted the Unified Solar Permit Application in a form previously circulated to the Board, which form provides for the following permit fees for solar permits:

Building Permit application fee:	\$50
Solar Permit fee:	\$400
Certificate of Completion fee:	\$35,

and said fees shall be prescribed in Chapter A142, Schedule of Fees.

Trustee Epstein offered the following resolution for adoption:

RESOLUTION NO. 28, YEAR 2017

RESOLVED, that the Board of Trustees approves the 2017 Village Beach Membership and Boat Rack Application in the form attached to the minutes, and

BE IT FURTHER RESOLVED that all boats and accessory equipment not removed by an Owner on or before December 31, 2017, may be removed and/or stored by the Village, and

BE IT FURTHER RESOLVED that the cost of such removal and storage shall be borne by the Owner, and

BE IT FURTHER RESOLVED that the Village shall notify the Owner in writing that the Owner's boat and/or equipment has been so removed and/or stored; and prior to the Village returning the boat to the Owner, the Owner shall pay the Village the costs of such removal and/or storage at the cost for such removal and/or storage, as determined by the Director or Public Works, or his designee, or \$100, whichever is more, and

BE IT FURTHER RESOLVED that no Owner may obtain a boat rack for the following season if the Owner has not picked up any boat (or equipment) stored by the Village and paid for such removal and/or storage on or before the date of submission of a boat rack application for the following season.

Seconded by Trustee Maynard and unanimously approved by those present.

On a motion by Trustee Epstein, seconded by Trustee Maynard and unanimously approved by those present, the Board approved the following service contracts with Michael Haberman Associates, Inc., Mineola, NY as follows:

- Annual Assessment Services 4/1/2017-4/1/2018
- Consultant to the Village for 2017 Small Claim Proceedings
- 2018/2019 Re-Assessment Update

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- Commercial Certiorari Proceedings

On a motion by Trustee Epstein, seconded by Trustee Maynard and unanimously approved by those present, the Facility Use Permit submitted by the Sea Cliff Arts Council for May 5, 2017 was approved with the following street closures:

- Central Avenue from Sea Cliff Avenue to Summit Avenue between the hours of 4:00pm to 9:00pm

On a motion by Trustee Epstein, seconded by Trustee Maynard and unanimously approved by those present, the Board approved the Facility Use Permit submitted by the Sea Cliff Civic Association for July 4, 2017, with the following street closures from 8:00am to 12:30pm:

- Central Avenue from Sea Cliff Avenue to Summit Avenue
- Sea Cliff Avenue from Central Avenue to Roslyn Avenue
- Roslyn Avenue from Sea Cliff Avenue to 10th Avenue

On a motion by Trustee Maynard, seconded by Trustee McDermott and unanimously approved by those present, the Board approved the Facility Use Permit submitted by the Sea Cliff PCA to use the Sea Cliff Beach on June 16, 2017 from 4:30pm to 8:30pm.

The Board discussed the Facility Use Permit submitted by Pix Producers Inc. to do a photoshoot at Memorial Park, Clifton Park and Sea Cliff Beach. The Board denied the use of Memorial Park and Village Clerk responded back to the company.

Mayor Lieberman offered the following resolutions for adoption:

RESOLUTION NO. 29, YEAR 2017

RESOLVED, that the Village Tax Roll and Warrant for the fiscal year 2017-2018 was filed with the Village Treasurer on April 17, 2017 and the Base Proportions be set at:

Homestead – 80.0738%

Non-Homestead – 19.9262%

RESOLUTION NO. 30, YEAR 2017

WHEREAS, the Board of Trustees of the Incorporated Village of Sea Cliff, has met at the time and place specified in the Notice of Public Hearing on April 17, 2017 on The Tentative Budget, and heard all persons desiring to be heard thereon, now therefore be it,

RESOLVED, that the Board of Trustees has revised the Tentative Budget to provide for \$15,000.00, as an expenditure under A1621.432 and a corresponding increase of \$15,000.00 as revenue under A1001.

RESOLVED, that the Budget, as hereinafter set forth, and including the aforesaid modification, is hereby adopted, and that the several amounts stated be, and they hereby are, appropriated for the objects and purposes specified and the salaries and wages, as provided for in said budget, shall be and are hereby fixed at the amounts shown therein, effective June 1, 2017, and be it,

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FURTHER RESOLVED, that this resolution shall become effective at the expiration of the time required for filing with the State Comptroller of the State of New York of the statement of the estimated amount of real estate taxes to be levied on account of such budget as required by the State Finance law, and be it

FURTHER RESOLVED, that the Village Treasurer is directed to file a certified copy of the budget with the Office of the Statement Comptroller, and to the extent practicable, post the adopted budget on the Village website

RESOLUTION NO. 31, YEAR 2017

WHEREAS, the Board of Trustees of the Incorporated Village of Sea Cliff, Nassau County, New York has prepared, after public hearing pursuant to notice duly posted and published according to law, has completed and adopted its annual budget for the 2017-2018 fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the taxes of the Incorporated Village of Sea Cliff, Nassau County, New York, for the 2017-2018 year be levied in the sum of \$5,168,107.00 (five million, one hundred and sixty-eight thousand, one hundred and seven dollars and zero cents) to be split between Homestead, at a rate of \$3.8957 on each one thousand dollars of assessed valuation, and Non-Homestead, at a rate of \$11.3403 on each one thousand dollars of assessed valuation; and that the assessment roll be completed accordingly; and be it further

RESOLVED, that the Mayor be and he hereby is authorized and directed to sign the proper warrant directed to the Collector of Taxes commanding said Collector to collect said taxes, and to attest same with proper seal of the Village of Sea Cliff and deliver said warrant to the Clerk of the Village; and be it further

RESOLVED, that the Village Clerk be and she hereby is directed to publish notice of the collection of taxes in the official paper of the Village in the issues of April 27, 2017 and May 4, 2017 and cause the required number of said notices to be posted in at least six conspicuous places in the Village pursuant to law; such notices shall state that such tax roll and warrant have been left with said Collector of Taxes for collection; designate the Village Hall as the place where the Collector of Taxes will receive taxes from one o'clock in the afternoon until eight o'clock in the evening on Mondays except on such days or times that the Village Hall Offices may be closed, and from nine o'clock in the morning until four o'clock in the afternoon on Tuesdays through Fridays except on holidays or such other days or times that the Village Hall Offices may be closed; that one-half of all taxes on real estate shall be due and payable on the first day of June 2017 and the remaining and final half shall be due and payable on the first day of December 2017; that taxes due June 1, if paid on or before July 3, no penalty will be added; if paid after July 3, a penalty of 5% shall be payable for the month of June, and thereafter interest will be added monthly or for any fraction thereof from July 4, until paid at the current rate in effect as set by the State Commissioner of Taxation and Finance as prescribed in subdivision 2 of Section 924-a of the New York State Real Property Tax Law; and that taxes due on December 1, if paid on or before January 2, 2018 no penalty will be added; if paid after January 2, 2018, a penalty of 5% shall be payable for the month of December, and thereafter interest will be added monthly or for any fraction thereof from January 3, 2018 until paid at the current rate in effect as set by the State Commissioner of Taxation and Finance as prescribed in subdivision 2 of Section 924-a of the New York Real Property Tax law; and it is

FURTHER RESOLVED, that the Collector of Taxes mail to all persons whose property appears on the tax roll, at their last known post office address, a statement of the tax rate, the assessment and the amount of tax due on the property described in such notice and the time and place at which the same may be paid.

Seconded by Deputy Mayor McGilloway and unanimously approved by those present.

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On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the Board went into Executive Session for legal advice at 10:50p.m.

On a motion by Deputy Mayor McGilloway, seconded by Trustee Maynard and unanimously approved by those present, the Board came out of Executive Session at 11:10 p.m.

On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the Board directed the Village Attorney to arrange for compliance with the modified third party request for documents of MHANY in a federal litigation against the Village of Garden City and Nassau County.

On a motion by Trustee Maynard, seconded by Trustee Epstein and unanimously approved by those present the Board authorized Meyer, Suozzi, English & Klein, P.C., as Village special counsel, to commence litigation in Nassau County Supreme Court seeking enforcement of a an injunction and/or covenants relating to property located at 100 Roslyn Avenue.

Meeting adjourned at 11:15pm.

Marianne Lennon
Village Clerk